

In the
Legislature



of the State
of Washington

DIGEST SUPPLEMENT

To Legislative Digest and History of Bills
Supplement No. 47*

FIFTY-SEVENTH LEGISLATURE

Thursday, March 22, 2001

74th Day - 2001 Regular

SENATE

SB 6150

HOUSE

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SENATE

HOUSE

*To be discarded upon receipt of Edition No. 1 of the Legislative Digest and History of Bills

House Bills

HB 1012 by Representatives Mitchell, Fisher, Poulsen, McDermott, Ogden and Dunn

Allowing Washington state ferry fares to be increased in excess of the fiscal growth factor.

(AS OF HOUSE 2ND READING 3/14/01)

Provides that, under RCW 43.135.055, the transportation commission may increase ferry tolls included in the schedule of charges adopted under this act by a percentage that exceeds the fiscal growth factor.

Provides that, upon any increase of ferry tolls in excess of the fiscal growth factor as provided for in this act, the department of transportation shall use no more than ten thousand dollars of the revenues generated by the increased fares to conduct a study of the local roadway and parking impacts of vehicular ferry traffic on municipalities in which ferry terminals are located. The department shall report its findings and make recommendations for mitigating the identified impacts to the legislature on or before January 1, 2002.

-- 2001 REGULAR SESSION --

Jan 10 First reading, referred to Transportation.
Feb 26 TR - Executive action taken by committee.
TR - Majority; do pass.
Minority; without recommendation.
Feb 27 Passed to Rules Committee for second reading.
Mar 12 Placed on second reading by Rules Committee.
Mar 14 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 68; nays, 27; absent, 3.

- IN THE SENATE -

Mar 16 First reading, referred to Transportation.

HB 1092 by Representatives Lambert, Miloscia, Talcott, Pearson, Cairnes, Boldt, Anderson, D. Schmidt, Simpson, Bush and Mielke

Changing the property tax exemption for church and church camp property.

(AS OF HOUSE 2ND READING 3/14/01)

Revises the property tax exemption for church and church camp property.

Includes all churches, cathedrals, synagogues, temples, mosques, and other places of assembly for religious exercise purposes, together with a parsonage, or other clergy residence, and a convent, or other religious community residence.

Applies to taxes levied for collection in 2002 and thereafter.

-- 2001 REGULAR SESSION --

Jan 16 First reading, referred to Finance.
Mar 8 FIN - Executive action taken by committee.
FIN - Majority; do pass.
Passed to Rules Committee for second reading.
Mar 12 Placed on second reading by Rules Committee.
Mar 14 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 79; nays, 19; absent, 0.

- IN THE SENATE -

Mar 16 First reading, referred to Ways & Means.

HB 1418-S by House Committee on Finance (originally sponsored by Representatives Gombosky, McMorris, Mulliken, Pennington, Ahern, Wood, Ogden, Benson, Reardon, Linville, Haigh, Miloscia, Simpson, McIntire, Santos, Rockefeller and Kessler)

Promoting community revitalization.

(AS OF HOUSE 2ND READING 3/14/01)

Declares that it is the purpose of this act:

(1) To encourage taxing districts to cooperate in the allocation of future tax revenues that are used to finance public improvements designed to encourage private development in selected areas, in particular in those local governments that are located adjacent to another state or international border;

(2) To assist those local governments that have a competitive disadvantage in its ability to attract business, private investment, or commercial development due to its location near a state or international border; and

(3) To prevent or arrest the decay of selected areas due to the inability of existing financial methods to provide needed public improvements, and to encourage private investment designed to promote and facilitate the orderly redevelopment of selected areas.

Declares that an increment area may only be created if voters of the local government creating the increment area approve a ballot proposition authorizing the creation of the increment area. The ballot proposition shall be submitted to these voters at a special election called under RCW 29.13.020.

-- 2001 REGULAR SESSION --

Mar 7 FIN - Majority; 1st substitute bill be substituted, do pass.
Mar 8 Passed to Rules Committee for second reading.
Mar 12 Placed on second reading by Rules Committee.

Mar 14 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 77; nays, 20; absent, 1.

- IN THE SENATE -

Mar 16 First reading, referred to Economic Development & Telecommunications.

HB 1420-S by House Committee on Commerce & Labor (originally sponsored by Representatives Hurst, Roach, Dunshee, Lovick, Woods, Jackley, Mielke, Wood, Carrell, Cooper, Sump, Hatfield, Pflug, Haigh, Conway, Reardon, Morris, Edmonds, Ruderman, O'Brien, Voloria, Poulsen, Morell, Kenney, Bush, Anderson, Cody, Santos, Rockefeller and Kessler)

Prohibiting discrimination against volunteer fire fighters.

(AS OF HOUSE 2ND READING 3/13/01)

Provides that an employer may not discharge from employment or discipline a volunteer fire fighter because of leave taken related to an alarm of fire or an emergency call.

Declares that for the purposes of this act:

(1) "Alarm of fire or emergency call" means responding to, working at, or returning from a fire alarm or an emergency call, but not participating in training or other nonemergency activities.

(2) "Volunteer fire fighter" means a fire fighter who:

(a) Is not paid;

(b) Is not already at his or her place of employment when called to serve as a volunteer, unless the employer agrees to provide such an accommodation; and

(c) Has been ordered to remain at his or her position by the commanding authority at the scene of the fire.

-- 2001 REGULAR SESSION --

Feb 23 CL - Majority; 1st substitute bill be substituted, do pass.

Feb 27 Passed to Rules Committee for second reading.

Mar 12 Placed on second reading by Rules Committee.

Mar 13 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 93; nays, 0; absent, 5.

- IN THE SENATE -

Mar 15 First reading, referred to Labor, Commerce & Financial Institutions.

HB 1606 by Representatives Clements, Crouse, B. Chandler, G. Chandler, Schoesler and Lisk

Crediting certain charges for irrigation pumping installations. (REVISED FOR ENGROSSED: Allowing tariffs for irrigation pumping installations to reduce energy usage.)

(AS OF HOUSE 2ND READING 3/14/01)

Authorizes the approval of a tariff for irrigation pumping service that allows the provider to buy back electricity from customers to reduce electricity usage by those customers during the electrical company's particular irrigation season.

-- 2001 REGULAR SESSION --

Jan 30 First reading, referred to Technology, Telecommunications & Energy.

Feb 26 TTE - Executive action taken by committee.

TTE - Majority; do pass.

Minority; do not pass.

Feb 27 Passed to Rules Committee for second reading.

Mar 13 Placed on second reading by Rules Committee.

Mar 14 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.

Third reading, passed: yeas, 98; nays, 0; absent, 0.

- IN THE SENATE -

Mar 16 First reading, referred to Environment, Energy & Water.

HB 1728-S2 by House Committee on Appropriations (originally sponsored by Representatives Campbell, Schual-Berke, Skinner and Cody)

Regulating the activities of insurance third-party administrators. (REVISED FOR ENGROSSED: Establishing a task force on the regulation of insurance third-party administrators.)

(AS OF HOUSE 2ND READING 3/14/01)

Directs the insurance commissioner to establish the task force on third-party administrator regulation.

Requires the task force to review the need for regulation of third-party administrators, including:

(1) Network adequacy and disclosure of network adequacy standards;

(2) Provider application and credentialing processes;

(3) The consistency of third-party administrator standards and benefit packages sold by health carriers, including utilization guidelines;

(4) The revocation of prior authorization;

(5) The receipt of provider claims; and

(6) The classes of third-party administrators that should be subject to state regulation.

Requires the task force to report its findings and recommendations to the legislature no later than December 15, 2001.

-- 2001 REGULAR SESSION --

- Mar 8 APP - Majority; 2nd substitute bill be substituted, do pass.
Minority; do not pass.
Passed to Rules Committee for second reading.
- Mar 14 Rules Committee relieved of further consideration. Placed on second reading.
2nd substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 95; nays, 2; absent, 1.

- IN THE SENATE -

- Mar 16 First reading, referred to Health & Long-Term Care.

HB 1785-S by House Committee on Natural Resources (originally sponsored by Representatives Murray, Alexander, Doumit, Rockefeller, Esser, Sump, Kenney and McIntire)

Implementing the recommendations of the joint legislative audit and review committee report regarding capital budget programs investing in the environment.

(AS OF HOUSE 2ND READING 3/13/01)

Declares an intent to implement the recommendations contained in the joint legislative audit and review committee's report number 01-1 on investing in the environment in order to improve the efficiency, effectiveness, and accountability of these natural resource-related programs funded in the state capital budget.

Directs the office of financial management to assist natural resource-related agencies in developing outcome focused performance measures for administering natural resource-related and environmentally based grant and loan programs. These performance measures are to be used in determining grant eligibility, for program management and performance assessment.

Requires the office of financial management and the governor's salmon recovery office to assist natural resource-related agencies in developing recommendations for monitoring program to measure outcome focused performance measures required by this act.

-- 2001 REGULAR SESSION --

- Feb 14 NR - Majority; 1st substitute bill be substituted, do pass.
- Feb 19 Passed to Rules Committee for second reading.
Referred to Capital Budget.
- Mar 8 CB - Executive action taken by committee.
CB - Majority; do pass 1st substitute bill proposed by Natural Resources.
Passed to Rules Committee for second reading.

- Mar 12 Placed on second reading by Rules Committee.

- Mar 13 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 96; nays, 0; absent, 2.

- IN THE SENATE -

- Mar 15 First reading, referred to Environment, Energy & Water.

HB 1953-S by House Committee on Commerce & Labor (originally sponsored by Representatives Kessler and Buck)

Modifying manufactured home provisions.

(AS OF HOUSE 2ND READING 3/14/01)

Requires that, before December 1, 2001, the state building code council shall, for purposes of alterations of manufactured homes, adopt by rule regulations adopted under the national manufactured housing construction and safety standards act of 1974 (42 U.S.C. 5401 et seq.), and requirements for maintaining the certification label or other label that must be permanently affixed to a manufactured home under federal law.

Provides that, beginning on the effective date of rules adopted by the state building code council under RCW 19.27.060(8), alterations of installed manufactured or mobile homes are subject to the codes adopted under chapters 19.27 and 19.28 RCW, to be enforced and fees charged by a local building official or by the department of labor and industries under chapter 19.28 RCW, as applicable.

Declares that, with respect to installed manufactured or mobile homes, RCW 43.22.340 applies only if an alteration of the home is a serious noncompliance with the rules provided for in this section and the use of the home constitutes a hazard to safety, health, or public welfare.

-- 2001 REGULAR SESSION --

- Feb 27 CL - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
Passed to Rules Committee for second reading.
- Mar 12 Placed on second reading by Rules Committee.
- Mar 14 1st substitute bill substituted.
Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed: yeas, 75; nays, 19; absent, 4.

- IN THE SENATE -

- Mar 16 First reading, referred to Labor, Commerce & Financial Institutions.

HB 2005 by Representatives Morris, Schoesler, Grant, Barlean, Kessler, Doumit, Poulsen and Linville

Changing the taxation of property previously owned by the federal government.

(AS OF HOUSE 2ND READING 3/14/01)

Provides that, when property that is used for the purpose of generating or transmitting electricity and that belongs to the United States or any of its agencies or instrumentalities is transferred to private ownership or otherwise loses its exempt status, the county treasurer shall collect all taxes which would have been paid had the property not been exempt during the twenty years preceding, or the life of the exemption, if that be less, together with the interest at the same rate and computed in the same way as that upon delinquent property taxes.

-- 2001 REGULAR SESSION --

Feb 12 First reading, referred to Finance.
 Mar 8 FIN - Executive action taken by committee.
 FIN - Majority; do pass.
 Passed to Rules Committee for second reading.
 Mar 12 Placed on second reading by Rules Committee.
 Mar 14 Floor amendment(s) adopted.
 Rules suspended. Placed on Third Reading.
 Third reading, passed: yeas, 98; nays, 0; absent, 0.

- IN THE SENATE -

Mar 16 First reading, referred to Ways & Means.

HB 2224 by Representatives Benson and Hatfield

Licensing specialty producers of certain lines of insurance.

Provides that the commissioner shall issue to a person qualified under this act a license to act as a specialty insurance producer for one or more of the following lines of insurance only: Credit life, credit accident and health, credit involuntary unemployment, credit property, or any other form of credit-related insurance approved by the commissioner.

Declares that this provision specifically permits the sale of both group and individual insurance, in both single and joint coverages, where applicable. A licensee under this provision may receive commissions or other compensation for services rendered in connection with the sale of credit insurance.

-- 2001 REGULAR SESSION --

Mar 19 First reading, referred to Financial Institutions & Insurance.

HB 2225 by Representatives Carrell, Conway, Talcott, Lantz, Bush, Kirby, Campbell, Morell, Casada and Woods

Protecting communities located in close proximity to the special commitment center and the less restrictive alternative treatment facility, and mitigating for the effects of these facilities.

Provides that, notwithstanding any other provision of law, before siting and operating a less restrictive alternative treatment facility housing thirty or more sexually violent predators on court-ordered conditional release, the department shall, as provided in the final siting criteria statement issued by the department in November 2000, develop siting and safety criteria for the facility with the assistance of the secure placement advisory committee and provide the public opportunity for review and comment.

Declares that the state may not site and operate an additional less restrictive alternative facility for sexually violent predators on court-ordered conditional release from the special commitment center as provided in RCW 71.09.090 in a county where the special commitment center and the less restrictive alternative treatment facility established pursuant to section 2, chapter . . . , Laws of 2001 (House Bill No. 2223) are located.

Provides that a sexually violent predator who is a resident of a less restrictive alternative treatment facility established pursuant to section 2, chapter . . . , Laws of 2001 (House Bill No. 2223) may not be released from the facility or allowed to leave the facility, even if escorted, until the state has entered into a mitigation agreement as required under this act.

Requires the state to enter into a mitigation agreement with the county in which the less restrictive alternative treatment facility established pursuant to section 2, chapter . . . , Laws of 2001 (House Bill No. 2223) is located and with each city located within a ten-mile radius of the facility that will ensure state funding in an amount adequate to fully mitigate anticipated or realized increased costs in law enforcement resulting from the increased risks to public safety brought about by the presence of sexually violent predators in those communities due to the siting of the facility.

-- 2001 REGULAR SESSION --

Mar 21 First Reading.

HB 2226 by Representatives Carrell, Kirby, Talcott, Conway, Esser, Lantz, Roach, Haigh, DeBolt, Campbell, Delvin, Marine, Armstrong, Bush, Morell and Casada

Creating the crime of aggravated escape.

Provides that a person is guilty of aggravated escape if: (1) He or she escapes from the special commitment center on McNeil Island;

(2) He or she escapes from the less restrictive alternative treatment facility for sexually violent predators established on McNeil Island pursuant to section 2, chapter . . . , Laws of 2001 (House Bill No. 2223);

(3) He or she is a resident of the less restrictive alternative treatment facility referenced in (b) of this

subsection and he or she escapes from his or her escorted supervision while off the premises of such facility; or

(4) He or she is a sexually violent predator on court-ordered conditional release as provided under RCW 71.09.090 residing in a location other than that specified in (a) or (b) of this subsection and he or she leaves, or remains absent from, the state of Washington without prior court authorization.

Declares that aggravated escape is a class A felony. Any person convicted of the crime of aggravated escape shall be sentenced to life imprisonment without the possibility of release or parole. This term is mandatory and may not be varied or modified under RCW 9.94A.390 or any other provision of law. A person sentenced to life imprisonment under this section is not eligible for community custody, earned release time, furlough, home detention, partial confinement, work crew, work release, or any other form of early release authorized under RCW 9.94A.150, or any other form of authorized leave of absence from the correctional facility while not in the direct custody of a corrections officer, except in the case of an offender in need of emergency medical treatment.

-- 2001 REGULAR SESSION --

Mar 21 First Reading.

House Joint Memorials

HJM 4014 by Representatives Delvin, Hankins, Crouse, Armstrong, Lisk, Ericksen, Woods, Skinner, Buck, Schoesler, Grant, Kessler, B. Chandler and Bush

Requesting the fast flux test facility to be used for medical and tritium purposes.

Requests that the United States Congress and executive agencies halt deactivation of the Fast Flux Test Facility and begin developing the facility for medical and tritium production purposes.

-- 2001 REGULAR SESSION --

Mar 19 First reading, referred to Technology, Telecommunications & Energy.

House Joint Resolutions

HJR 4218 by Representatives Esser, Van Luven and Campbell

Amending the Constitution to require voter approval of taxes.

Proposes an amendment to the state Constitution to require voter approval of taxes.

-- 2001 REGULAR SESSION --

Mar 19 First reading, referred to Finance.

Senate Bills

SB 6150 by Senators Thibaudeau, Franklin, Deccio and Kohl-Welles

Mandating disclosure of beneficial interests in human subject research.

Declares that a licensed health care provider or health care facility must not administer or provide a drug or other product to a human subject participating in human subject research without disclosing any beneficial interest as defined in RCW 42.52.010 in the drug or other product or entity promoting the drug or product.

-- 2001 REGULAR SESSION --

Mar 21 First reading, referred to Health & Long-Term Care.